**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO. 178 OF 2005**
**IN**
**SUIT NO. 916 OF 2005.**

Prema Patricia Rodrigues
and others. ... Plaintiffs.

V/s.

Finlay Pius Braganza
and others. ... Defendants.

Karl Shroff i/b. B.Amin & Co.
for the plaintiffs.

None for defendant No.1.

Bimal Bhabhde i/b. Apte & Co.
for defendant Nos.2 and 3.

**CORAM: V.C.DAGA, J.**

**DATED: 8th February 2006.**

**P.C.:**

. None for defendant No.1 who has taken out this notice of motion.

. Motion is, thus, dismissed for want of prosecution with no order as to costs.

. In the event of any move for restoration of this motion, it would be obligatory on the part of defendant No.1 to demonstrate as to how the cause of action for this motion arrived.

**(V.C.DAGA, J.)**